

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

**AKOLOURTHEO, LLC,**

**Plaintiff,**

**v.**

**APCON, INC. (d.b.a. APCON SOLUTIONS,  
INC.),**

**Defendant.**

**CIVIL ACTION NO.: 4:18-cv-100**

**JURY TRIAL DEMANDED**

**JOINT MOTION FOR DISMISSAL**

The plaintiff Akoloutheo, LLC (“Akoloutheo” or “Plaintiff”), and defendant Apcon, Inc. (“Apcon” or “Defendant”) – pursuant to Fed. R. Civ. P. 41(a)(1)(A) – hereby jointly move for an order dismissing all claims and counterclaims in this action WITH PREJUDICE. Each party shall bear its own costs, expenses and attorney’s fees.

August 15, 2018

Respectfully Submitted,

By: /s/ Ronald W. Burns

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**ATTORNEYS FOR DEFENDANT  
APCON, INC.**

#### **CERTIFICATE OF CONFERENCE**

The undersigned certifies that counsel for Plaintiff and Defendant conferred on this date regarding this joint motion, and that the parties agree to file this motion jointly, and agree to dismiss this matter in its entirety.

/s/ Ronald W. Burns

Ronald W. Burns, Esq.

#### **CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5. As such, the foregoing was served on all counsel of record who have consented to electronic service. Local Rule CV-5. Pursuant to Fed. R. Civ. P. 5 and Local Rule CV-5, all others not deemed to have consented to electronic service will be served with a true and correct copy of the foregoing by email, on this the 15<sup>th</sup> day of August, 2018.

/s/ Ronald W. Burns

Ronald W. Burns, Esq.